

Tucker versus State of Indiana legal documents

S2117

26 June 1941

1 Folder

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Processed by: Christina Baich, December 2005
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Biographical Note:

The case began with an action by the Indiana Attorney General on behalf of the State of Indiana against the appellants and the appellee, Governor Henry F. Schricker. The action sought to enjoin the defendants from acting or functioning under certain Acts of the 82nd General Assembly, which proscribed the reorganization of various State boards and commissions. A temporary injunction was issued enjoining the defendants from interfering with or obstructing officers and appointees who currently managed state agencies, boards and commissions in discharge with their duties under other laws or from reorganizing or appointing new officers to state agencies, boards and commissions as proscribed by the Acts in question. Secretary of State James M. Tucker and others named filed an appeal with the Marion County Circuit Court, which upheld the temporary injunction. The case was then appealed to the Indiana Supreme Court, which also affirmed the trial court's decision. The request for a rehearing was denied July 11, 1941.

Source:

State ex rel. Dawson, Lieutenant Governor, et al V. Marion Circuit Court, et al. No. 27,536. Supreme Court of Indiana. 218 Ind. 451; 33 N.E.2d 515; 1941 Ind. LEXIS 170. April 22, 1941, Filed, Rehearing denied April 28, 1941.

Scope and Content Note:

The collection contains a legal brief filed on June 26, 1941, requesting a rehearing in the case Tucker, et al. v. State of Indiana.

Item Listing:

1 Folder.

1941 June 26 Legal brief in Tucker, et al. v. State of Indiana

Collection Information:

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